UNITED STATES DISTRICT COURT DISTRICT OF NEW JERSEY

DAVID BRENNAN,

Plaintiff, :

Civil Action No. 04-3241 (NLH)

V.

CEPHALON, INC. ET AL.,

ORDER

Defendants. :

APPEARANCES:

Mario A. Iavicoli, Esq. 43 Kings Highway West Haddonfield, NJ 08033 Attorney for Plaintiff David Brennan

Michael J. Eagles, Esq. Morgan, Lewis & Bockius LLP 1701 Market Street Philadelphia, PA 19103 Attorney for Defendant Cephalon, Inc.

HILLMAN, District Judge

For the reasons expressed in the Court's Opinion filed on this date,

IT IS HEREBY ORDERED on this 8th day of May, 2007, that Defendant Cephalon, Inc.'s motion for summary judgment to dismiss plaintiff's complaint is **GRANTED**.

> <u>s/ Noel L</u>. Hillman NOEL L. HILLMAN, U.S.D.J.

At Camden, New Jersey